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( )	MAY 0 8	2002			PATENT
(A	Ein .	ALPEN Y	THE UNITED STA	TES PATE	ATTORNEY DOCKET NO.: 044170-5036-01 NT AND TRADEMARK OFFICE
· In re A	Applica			)	
		Ronald	W. MINK, et al.	)	
Applie	cation N		0/076,596	) )	Group Art Unit: 1641
		ary 19, 2	•	j	Examiner: Unassigned
		•		/ INCLESTE	CP ASSAY OF ORAL FLUIDS
Comn BOX	nissione MISSI	er of Pat NG PAI D.C. 20	ents RTS	INGLE STE	I ASSAT OF ORAL FLUIDS
			RESPONSE T	O NOTICE	TO FILE MISSING PARTS
1.	1. This replies to the Notice to File Missing Parts of Nonprovisional Application mailed March 8, 2002.			of Nonprovisional Application mailed	
	A cop	y of the	Notice To File Miss	sing Parts Of	Nonprovisional Application is enclosed.
2.	Decla	ration O	r Oath		
			claration or oath wa	s filed. Enclo	osed is the original Combined Declaration and
					e declaration is a copy of the specification and were filed in the PTO to obtain the filing date.
					I was determined to be defective. A new wer of Attorney is attached.
3.	Englis	sh Trans	lation of Non-Englis	sh Language I	Papers
		applic		nally filed. It	h translation of the non-English language t is requested that this translation be used as the TO.
		Also e	enclosed is the Verif	ication of Tra	anslation Document.
4.	Small	Entity S	Status		
			entity status under 3 t application.	7 C.F.R. § 1.2	27 is asserted for the

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<b>`</b>	Extension	of lime
J.	LAMBION	OI LINE

The proceedings herein are	for a patent application and	the provisions of 37 C.F.R.	§ 1.136(a) apply.
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Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below:

Total months requested	Fee for extension	[fee for Small Entity]		
one month	\$ 110.00	\$ 55.00		
two months	\$ 400.00	\$200.00		
three months	\$ 920.00	\$460.00		
four months	\$1,440.00	\$720.00		
five months	\$1,960.00	\$980.00		

Extension of time fee due with this request: \$

If an additional extension of time is required, please consider this a Petition therefor.

Applicants believe that no extension of time is required. However, in the event applicant has inadvertently overlooked the need for a petition and fee for extension of time, applicants hereby petition for such an extension and requests that any fee therefor be charged to our Deposit Account No. 50-0310.

# 6. Assignment

	An assignment of the invention to	and a PTO Form-1595.
<del></del>	Recordation Form Cover Sheet, are enclosed.	

#### 7. Fee Calculation

					Fee Code
			Basic Fee	\$740.00	101/201
	Number Filed	Number Extra	at a Rate of (Lg./Sm.Entity)		
Total Claims	- 20 =		\$18/\$9 each=	\$	103/203
Independent Claims	- 3 =		\$84/\$42 each=	\$	101/202
Multiple dependent clain	n(s), if any		\$280/\$140	\$	104/204
			SUB-TOTAL =	\$740.00	
Late Filing Surcharge Fe	e (37 C.F.R. § 1.16(e	e)	\$130/\$65	\$130.00	105/205
			110/\$55 (1 Month)		115/215
\$400/\$200 (2 Months)					116/216
	0/\$460 (3 Months)		117/217		
Extension Fee (37 C.F.R. § 1.17(a)(1)-(5)) \$1440			0/\$720 (4 Months)		118/218
\$1960			0/\$980 (5 Months)	\$	128/228
			SUB-TOTAL =	\$870.00	
Fee For Application Filed		sh Specification (3	7		
C.F.R. § 1.17(i) and § 1.52(d) \$130.00					139
Assignment Recordation Fee \$40.00			\$	581	
		TOTAL		0050.00	
		TOTA	L FILING FEE =	\$870.00	

8.	Feè P	ayment
	$\boxtimes$	Please charge Deposit Account No. 50-0310 in the amount of \$870.00 representing the total fee due.
		<b>Except</b> for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R §1.16 and §1.17 which may be required, or credit any overpayment to Deposit Account No. 50-0310.
9.	Addit	ional papers enclosed.  Preliminary Amendment Submission of Formal Drawings with sheets of drawings Claim for Priority Certified copy of priority document: Information Disclosure Statement Form PTO-1449, ** references as listed Declaration of Biological Deposit Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence. Other:
		Respectfully submitted,
		MORGAN, LEWIS & BOCKIUS LLP
		0.20
		James L. Reed

Reg. No. 43,877

Date: May 8, 2002

**CUSTOMER NO. 09629** 

MORGAN, LEWIS & BOCKIUS LLP

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Washington, D.C. 20004 Telephone: (202) 739-3000 Facsimile: (202) 739-3001



#### United States Patent and Trademark Office

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APPLICATION NUMBER FILING/RECEIPT DATE FIRST NAMED APPLICANT ATTORNEY DOCKET NUMBER

10/076,596

02/19/2002

Ronald W. Mink

44170-5036-01

009629 MORGAN LEWIS & BOCKIUS LLP 1111 PENNSYLVANIA AVENUE NW WASHINGTON, DC 20004



CONFIRMATION NO. 2706
FORMALITIES LETTER
\*OC000000007602956\*

Date Mailed: 03/08/2002

#### NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
   Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 870.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawings submitted to the Office are not electronically reproducible. Drawing sheets
    must be submitted on paper which is flexible, strong, white, smooth, non-shiny, and
    durable (see 37 CFR 1.84(e));

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01 FC:101 740.00 CH no FC:105 130.00 CH

A copy of this notice <u>MUST</u> be returned with the reply.



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Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE